

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
COLUMBIA DIVISION

United States of America,	)	CR. NO. 3:09-391 (CMC)
	)	
v.	)	<b>OPINION and ORDER</b>
	)	
Paul Archibald Beatty, III,	)	
	)	
Defendant.	)	
_____	)	

This matter is before the court on Defendant's Motion to Vacate pursuant to 28 U.S.C. § 2255. ECF No. 55. The Government indicates that it does not oppose Defendant's motion. ECF No. 57.

Accordingly, the court **grants** Defendant's motion for relief under 28 U.S.C. § 2255. The Judgment Order in CR 3:09-391 filed December 1, 2010, is hereby **vacated**, and this matter is set for resentencing on **Wednesday, May 29, 2013, at 9:30 a.m.** in Courtroom Number 2, Matthew J. Perry, Jr. United States Courthouse, 901 Richland Street, Columbia, South Carolina 29201.

**IT IS SO ORDERED.**

s/ Cameron McGowan Currie  
CAMERON MCGOWAN CURRIE  
UNITED STATES DISTRICT JUDGE

Columbia, South Carolina  
April 15, 2013